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18 UNITED STATES DISTRICT COURT

19 DISTRICT OF NEVADA

20 Cung Le, Nathan Quarry, Jon Fitch, Brandon
21 Vera, Luis Javier Vazquez, and Kyle
Kingsbury on behalf of themselves and all
22 others similarly situated,

23 Plaintiffs,

24 v.

25 Zuffa, LLC, d/b/a Ultimate Fighting
Championship and UFC,

26 Defendant.

Case No.: 2:15-cv-01045-RFB-BNW

**JOINT MOTION TO
CONDITIONALLY FILE UNDER
SEAL EXHIBITS TO
DEFENDANT ZUFFA, LLC'S
OPPOSITION TO PLAINTIFFS'
OBJECTIONS TO DEFENDANT
ZUFFA, LLC'S PROPOSAL TO
INTRODUCE CERTAIN
PURPORTED "SUMMARY
EXHIBITS" AT THE HEARING
CONCERNING PLAINTIFFS'
MOTION FOR CLASS
CERTIFICATION**

1 Concurrently with this motion, Defendant Zuffa, LLC (“Zuffa”) files its Opposition to
2 Plaintiffs’ Objections to Defendant Zuffa, LLC’s Proposal to Introduce Certain Purported
3 “Summary Exhibits” at the Hearing Concerning Plaintiffs’ Motion for Class Certification
4 (“Opposition”). On June 15, 2019, Zuffa filed its Motion to Seal Exhibits and Protected
5 Materials at the Evidentiary Hearing on Class Certification (“Motion to Seal”), ECF No. 665. In
6 that motion, Zuffa requested the Court seal certain categories of documents containing sensitive
7 information at the upcoming evidentiary hearings. ECF No. 665 at 3. Exhibits 3 and 17 (the
8 “Disputed Materials”) to Zuffa’s Opposition contain information falling into those categories, and
9 Zuffa therefore requests the Court seal Exhibits 3 and 17 for the same reasons described in its
10 previous Motion to Seal. *Id.* Plaintiffs and Zuffa (jointly, the “Parties”) submit this Joint Motion
11 to reduce the burden on the Court and avoid unnecessary briefing and motion practice.

12 The Parties disagree as to whether the Disputed Materials should remain under seal.
13 However, the briefing they have already filed and the briefing they intend to file regarding sealing
14 issues pursuant to the Court-ordered briefing schedule, ECF No. 670, directly address this
15 dispute. The Parties expect that the Court’s decision on how to treat exhibits and protected
16 materials at the evidentiary hearing will resolve the disagreement regarding whether the Disputed
17 Materials at issue in Zuffa’s Opposition should remain under seal. Therefore, solely for the
18 limited reason that the Disputed Materials, as they currently stand, are still designated
19 Confidential, Plaintiffs do not oppose Zuffa’s request in this joint motion that the Disputed
20 Materials remain under seal, in accordance with the Protective Order, until the Court has ruled on
21 Zuffa’s Motion to Seal and determined what protected material is properly sealed during the
22 evidentiary hearing. Plaintiffs continue to reserve their right to challenge Zuffa’s confidentiality
23 designations pursuant to Section 6.1 of the Protective Order, ECF No. 217.

24 Zuffa and Plaintiffs have stated each of their positions at length in their respective briefing
25 regarding the treatment of confidential and protected material at the evidentiary hearing, ECF
26 Nos. 631, 632, 639, 645, 665, and in other briefing on motions to seal. The Parties do not seek to
27 re-litigate this issue for the purposes of these filings. Having met and conferred on this issue, the
28

1 Parties jointly move to file the Disputed Materials in Zuffa's Opposition conditionally under seal,
2 pending the Court's ruling on Zuffa's Motion to Seal. Should the Court determine that any of the
3 materials under seal should not be sealed, Zuffa will re-file any such materials on the public
4 docket at that time.

Dated: June 28, 2019

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By: /s/ Kevin E. Rayhill

By: /s/ Stacey K. Grigsby

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ATTESTATION OF FILER

The signatories to this document are myself and Kevin Rayhill, and I have obtained Mr. Rayhill's concurrence to file this document on his behalf.

Dated: June 28, 2019

/s/ Stacey K. Grigsby

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Joint Motion to Conditionally Seal Exhibits to Defendant Zuffa, LLC's Opposition to Plaintiffs' Objections to Defendant Zuffa, LLC's Proposal to Introduce Certain Purported "Summary Exhibits" at the Hearing Concerning Plaintiffs' Motion for Class Certification was served on June 28, 2019 via the Court's CM/ECF electronic filing system addressed to all parties on the e-service list.

/s/ Roderick Crawford
Roderick Crawford